



## TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING

Docket Number (Optional)  
COS99062

## REJECTION OVER A PRIOR PATENT

In re Application of: MARCHAND et al.

Application No.: 09/575,470

Filed: May 22, 2000

For: FRAUD DETECTION BASED ON CALL ATTEMPT VELOCITY ON TERMINATING NUMBER

The owner\*, MCI, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,947,532. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney or agent of record.



January 6, 2006

Signature

Date

Frank McKiel, Jr., Reg. No. 43,792  
Typed or printed name

Terminal disclaimer fee under 37 CFR 1.20(d) included.

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\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Office, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



3624 Jnd

PTO/SB/17-12-04

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Effective on 12/8/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2005

|  |            | Complete if Known    |                  |
|--|------------|----------------------|------------------|
| <input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27 |            | Application Number   | 09/575,470       |
|  |            | Filing Date          | May 22, 2000     |
|  |            | First Named Inventor | Marchand, et al. |
|  |            | Examiner Name        | Weisberger, R.   |
|  |            | Art Unit             | 3624             |
|  |            | Custumer No.         | 25537            |
| TOTAL AMOUNT OF PAYMENT  | (\$130.00) | Attomey Docket No.   | COS99062         |

### METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 13-2491 Deposit Account Name: MCI, Inc.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charges fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments under 37 CFR 1.16 and 1.17

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### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |          | SEARCH FEES |          | EXAMINATION FEES |          | Fees Paid (\$) |
|------------------|-------------|----------|-------------|----------|------------------|----------|----------------|
|                  | Fee (\$)    | Fee (\$) | Fee (\$)    | Fee (\$) | Fee (\$)         | Fee (\$) |                |
| Utility          | 300         | 150      | 500         | 250      | 200              | 100      |                |
| Design           | 200         | 100      | 100         | 50       | 130              | 65       |                |
| Plant            | 200         | 100      | 300         | 150      | 160              | 80       |                |
| Reissue          | 300         | 150      | 500         | 250      | 600              | 300      |                |
| Provisional      | 200         | 100      | 0           | 0        | 0                | 0        |                |

#### 2. EXCESS CLAIM FEES

##### Fee Description

Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent

| Small Entity |          |
|--------------|----------|
| Fee (\$)     | Fee (\$) |
| 50           | 25       |
| 200          | 100      |
| 360          | 180      |

Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent

Multiple dependent claims

| Total Claims  | Extra Claims   | Fee (\$)   | Fee Paid (\$) | Multiple Dependent Claims | Fee (\$) | Fee Paid (\$) |
|---|----------------|------------|---------------|---------------------------|----------|---------------|
| 27  | - 27 or HP = 0 | x \$50.00  | = \$ 0.00     |                           |          |               |
| HP = highest number of total claims paid for, if greater than 20      |                |            |               |                           |          |               |
|   |                |            |               |                           | \$360.00 |               |
| Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)                     |                |            |               |                           |          |               |
| 3   | - 3 or HP = 0  | x \$200.00 | = \$ 0.00     |                           |          |               |
| HP = highest number of independent claims paid for, if greater than 3 |                |            |               |                           |          |               |

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41 (a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

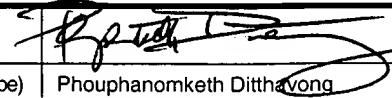
|   |           |          |                              |            |               |
|---|-----------|----------|------------------------------|------------|---------------|
| 0 | - 100 = 0 | / 50 = 0 | (round up to a whole number) | x \$250.00 | = \$ 0.00     |
|   |           |          |                              |            | Fees Paid(\$) |

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Statutory disclaimer \$130.00

### SUBMITTED BY

|   |  |                          |
|---|--|--------------------------|
| Signature  | Registration No. 44658<br>(Attorney/Agent) | Telephone (703) 425-8508 |
| Name (Print/Type) Phouphanomketh Dithavong  | Date January 9, 2006                       |                          |